

By Senator Simmons

9-01017-18

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1                                   A bill to be entitled  
 2       An act relating to the Gardiner Scholarship; amending  
 3       s. 1002.385, F.S.; revising the meaning of a rare  
 4       disease within the definition of a "disability" for  
 5       purposes of the Gardiner Scholarship Program;  
 6       providing an effective date.

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 8 Be It Enacted by the Legislature of the State of Florida:  
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10       Section 1. Paragraph (d) of subsection (2) of section  
 11       1002.385, Florida Statutes, is amended to read:

12       1002.385 The Gardiner Scholarship.—

13       (2) DEFINITIONS.—As used in this section, the term:

14       (d) "Disability" means, for a 3- or 4-year-old child or for  
 15       a student in kindergarten to grade 12, autism spectrum disorder,  
 16       as defined in the Diagnostic and Statistical Manual of Mental  
 17       Disorders, Fifth Edition, published by the American Psychiatric  
 18       Association; cerebral palsy, as defined in s. 393.063(6); Down  
 19       syndrome, as defined in s. 393.063(15); an intellectual  
 20       disability, as defined in s. 393.063(24); Phelan-McDermid  
 21       syndrome, as defined in s. 393.063(28); Prader-Willi syndrome,  
 22       as defined in s. 393.063(29); spina bifida, as defined in s.  
 23       393.063(40); being a high-risk child, as defined in s.  
 24       393.063(23)(a); muscular dystrophy; Williams syndrome; a rare  
 25       disease, a disorder that affects ~~diseases which affect~~ patient  
 26       populations of ~~fewer than~~ 200,000 individuals or fewer in the  
 27       United States, as defined by the Orphan Drug Act of 1983, Pub.  
 28       L. No. 97-414 ~~National Organization for Rare Disorders~~;  
 29       anaphylaxis; deaf; visually impaired; traumatic brain injured;

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30 hospital or homebound; or identification as dual sensory  
31 impaired, as defined by rules of the State Board of Education  
32 and evidenced by reports from local school districts. The term  
33 "hospital or homebound" includes a student who has a medically  
34 diagnosed physical or psychiatric condition or illness, as  
35 defined by the state board in rule, and who is confined to the  
36 home or hospital for more than 6 months.

37 Section 2. This act shall take effect July 1, 2018.